

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Tennessee

RICSUNG INTERNATIONAL LIMITED, and  
FUIJAN MINHOU MINXING WEAVING CO., LTD

*Plaintiff*

v.

XEBEX CORPORATION and  
SCOTT WEINERT, individually.

*Defendant*

Civil Action No. 1:08-CV-1213

ALIAS SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Scott Weinert  
26 Windy City Road  
Jackson, TN 38305

A lawsuit has been filed against you.

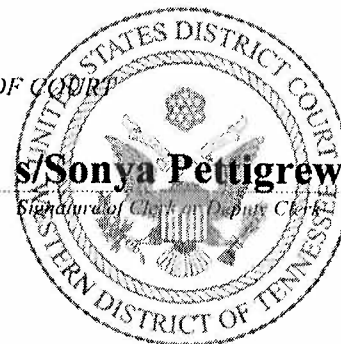
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

James E. Bailey III, Esq.  
R. Campbell Hillyer, Esq.  
BUTLER, SNOW, O'MARA, STEVENS & CANNADA, PLLC  
6075 Poplar Avenue, Suite 500  
Memphis, TN 38119  
(901) 680-7200

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 02/08/2011

CLERK OF COURT



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**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Scott Weinert  
was received by me on (date) 2-11-2011.

☐ I personally served the summons on the individual at (place) \_\_\_\_\_  
on (date) \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on (name of individual) \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_  
on (date) \_\_\_\_\_; or

☒ I returned the summons unexecuted because this person no longer lives; or  
at this address. House is  
empty. Realtor key holder is  
on back door.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 2-15-2011

Rick Logan  
Server's signature  
Rick Logan - Process Server  
Printed name and title

1445 N. Highland Ave. Jackson TN 38301  
Server's address

Additional information regarding attempted service, etc:

Maxxguard Process Server  
1445 North Highland Ave.  
Jackson, TN 38301